
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, MAY 20, 2021.

[46]

JOURNAL OF THE HOUSE.

Thursday, May 20, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mr. Donato), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Silent Tribute.

During the session, the Chair (Mr. Donato) declared a brief recess, and at the request of Mr. LeBoeuf of Worcester the members and employees stood in a moment of silent tribute in respect to the memory of Leicester public servant and business owner Theodore "Ted" Antanavica who passed away after battling COVID-19.

Theodore "Ted"
Antanavica.

Ted was a leader in his family business, Antanavica Construction Co., since 1978. He balanced this with his deep-seated commitment to the community as a proud member of the Leicester Fire Department, starting in the early 1970's. From 1984 to 1990, Ted served as Deputy Fire Chief and later as Fire Chief in 1990, 1991 and 1992. He also served on the town's high school and police station building committees, as a longtime Trustee of the Pine Grove Cemetery and Rawson Brook Burying Grounds, as well as a member of the Leicester Lions Club. He also served as the town of Leicester's Parking Hearings Clerk from 1994 to 2021.

Ted leaves his wife of 62 years, Judith, their sons Michael, Stephan, and Pete, his brothers Richard, Kenneth, and Brian, grandchildren, great-grandchildren, as well as several nieces and nephews. Ted's family truly meant the world to him. He fell in love with his community, and they fell in love with him. Ted Antanavica will be truly missed by the entire town of Leicester.

Messages from the Governor.

A message from His Excellency the Governor submitting requests for making appropriations for the fiscal year 2021 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 3773), was filed with the Clerk on Tuesday, May 18.

Supplemental
appropriations.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Ways and Means.

A message from His Excellency the Governor relative to licensing accountability in the Commonwealth (House, No. 3775), was filed with the Clerk on Wednesday, May 19.

Licensing
accountability.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence.

*Message from the Governor — Reorganization
Plan Number 1 of 2021.*

A message for His Excellency the Governor submitting (under Article LXXXVII of the Amendments to the Constitution) Reorganization Plan Number 1 of 2021, relative to reorganizing certain licensing agencies of the executive department (House, No. 3774), was filed with the Clerk on Wednesday, May 19.

Reorganization
Plan No. 1,—
licensing
agencies.

The message was read; and it was referred, under Article LXXXVII and Joint Rule 23A, with the accompanying draft of a bill, to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Ms. Hogan of Stow) commending the Children’s Melanoma Prevention Foundation for joining the National Council on Skin Cancer Prevention to recognize the Friday before Memorial Day as “Don’t Fry Day”;

Skin Cancer
Prevention.

Resolutions (filed by Mr. Dooley of Norfolk) honoring Sean Kinahan for his grand achievement in earning Chief Petty Officer status;

Sean
Kinahan.

Resolutions (filed by Ms. Garlick of Needham) congratulating Karen Price on the occasion of completing her tenure as President of the Board of the League of Women Voters-Needham;

Karen
Price.

Resolutions (filed by Mr. Scanlon of North Attleborough) honoring Representative Elizabeth “Betty” Poirier for her 20 years of dedicated service in the General Court of Massachusetts and for being awarded an Honorary Associate’s Degree in Humane Letters from Bristol Community College; and

Elizabeth
“Betty” Poirier.

Resolutions (filed by Mr. Walsh of Peabody) congratulating Michael O’Connor on receiving the Eagle Award of the Boy Scouts of America;

Michael
O’Connor.

Mr. Galvin of Canton, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Wong of Saugus, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communication.

A communication from the Department of Elementary and Secondary Education (see sections 1B and 1K of Chapter 69 of the General Laws and in accordance with Section 3 of Chapter 30A of the General Laws) soliciting public comment on proposed amendments to 603 CMR 2.00, Accountability and Assistance for School Districts and School Regulations [a copy of the proposed regulations was forwarded to the committee on Education in accordance with a provision of Section 1J(a) of said Chapter 69], was placed on file.

School
accountability
and assistance
regulations.

Additional Petitions.

The following petitions (having been deposited in the office of the Clerk previously to five o'clock in the afternoon on Friday, February 19, 2021) were transmitted to the State Secretary under Chapter 3 of the General Laws:

By Ms. Blais of Sunderland, a petition (subject to Joint Rule 9) of Natalie M. Blais and others relative to creating a municipal and public safety building authority.

Building authority.

By Mr. Cahill of Lynn, a petition (subject to Joint Rule 9) of Daniel Cahill relative to the Massachusetts Credit Union Share Insurance Corporation.

Massachusetts Credit Union.

By Ms. Cronin of Easton, a petition (subject to Joint Rule 9) of Claire D. Cronin and Dylan A. Fernandes relative to children's advocacy centers and the creation of a children's alliance.

Children's advocacy.

By Mr. Haggerty of Woburn, a petition (subject to Joint Rule 9) of Richard M. Haggerty for legislation to modernize Massachusetts Credit Union Share Insurance Corporation (MSIC) investments.

Massachusetts Credit Union.

By Mr. Haggerty of Woburn, a petition (subject to Joint Rule 9) of Richard M. Haggerty, Cindy F. Friedman and Michelle L. Ciccolo (with the approval of the mayor and city council) for legislation to allow the mayor of the city of Woburn to fill vacancies on the Board of Trustees of the Woburn Library Corporation.

Woburn,— library board of trustees.

By Mr. O'Day of West Boylston, a petition (subject to Joint Rule 9) of James J. O'Day relative to the Massachusetts Credit Union Share Insurance Corporation.

Massachusetts Credit Union.

The following additional petitions (having been deposited in the office of the Clerk of the House, previously to five o'clock in the afternoon on Friday, February 19, 2021) were referred, under Rule 24 and Joint Rule 13, as follows:

By Ms. Meschino of Hull, a petition (accompanied by bill, House, No. 3776) of Joan Meschino relative to basing dispositional orders on the best interests of children;

Children,— court orders.

By the same member, a petition (accompanied by bill, House, No. 3777) of Joan Meschino relative to parenting time plans for certain foster children; and

Foster children.

By the same member, a petition (accompanied by bill, House, No. 3778) of Joan Meschino for an investigation by a special commission (including members of the General Court) relative to ending family, child, and individual homelessness;

Homelessness,— study.

Severally to the committee on Children, Families and Persons with Disabilities.

By Miss Gregoire of Marlborough, a petition (accompanied by bill, House, No. 3779) of Danielle W. Gregoire and Susan Williams Gifford relative to credit card processors. To the committee on Consumer Protection and Professional Licensure.

Credit cards,— processors.

By Ms. Gouveia of Acton, a petition (accompanied by bill, House, No. 3780) of Tami L. Gouveia and others for legislation to establish a statewide COVID-19 rapid testing program within the Department of Public Health. To the committee on Covid-19 and Emergency Preparedness and Management.

COVID-19,— rapid testing program.

By Ms. Elugardo of Boston, a petition (accompanied by bill, House, No. 3781) of Nika C. Elugardo and Elizabeth A. Malia for an investigation by a special commission (including members of the General Court) relative to health insurance coverage for medically necessary treatment in public schools; and

Schools,— insurance coverage.

By Ms. Gouveia of Acton (by request), a petition (accompanied by bill, House, No. 3782) of Ethan Kerr relative to mental health sick days for public school students; Severally to the committee on Education.

Students,— mental health.

By Mr. Dooley of Norfolk, a petition (accompanied by bill, House, No. 3783) of Shawn Dooley and others for an investigation by a special commission relative to election integrity. To the committee on Election Laws.

Elections,— integrity.

By Mr. Haggerty of Woburn, a petition (accompanied by bill, House, No. 3784) of Richard M. Haggerty relative to further defining an environmental justice population; and

Environmental justice.

<p>By Mrs. LaNatra of Kingston, a petition (accompanied by bill, House, No. 3785) of Kathleen R. LaNatra and others relative to boater safety;</p>	Boaters,— safety.
<p>Severally to the committee on Environment, Natural Resources and Agriculture.</p>	
<p>By Mr. Vargas of Haverhill, a petition (accompanied by bill, House, No. 3786) of Andres X. Vargas and others relative to insurance coverage for Narcan and certain rehabilitation services. To the committee on Financial Services.</p>	Narcan,— insurance coverage.
<p>By Ms. Sullivan of Abington, a petition (accompanied by bill, House, No. 3787) of Alyson M. Sullivan, Michael J. Soter and David Allen Robertson relative to pharmacy benefit managers reimbursements to pharmacies in the Commonwealth. To the committee on Health Care Financing.</p>	Pharmacy benefit managers.
<p>By Mr. Dooley of Norfolk, a petition (accompanied by bill, House, No. 3788) of Shawn Dooley relative to penalties for aiding, supporting, or enticing children to runaway;</p>	Children,— runaways.
<p>By Ms. Sullivan of Abington, a petition (accompanied by bill, House, No. 3789) of Alyson M. Sullivan and others relative to prohibiting child sex dolls; and</p>	Child sex dolls.
<p>By Mr. Xiarhos of Barnstable, a petition (accompanied by bill, House, No. 3790) of Steven G. Xiarhos relative to diversion program eligibility for first offenses of juveniles;</p>	Offenders,— diversion program.
<p>Severally to the committee on the Judiciary.</p>	
<p>By Ms. Tyler of Boston, a petition (accompanied by bill, House, No. 3791) of Chynah Tyler for an investigation by a special commission (including members of the General Court) relative to the use of roommate houses as sober homes or halfway houses. Severally to the committee on Mental Health, Substance Use and Recovery.</p>	Sober homes.
<p>By Representative Fernandes of Falmouth and Senator Cyr, a joint petition (accompanied by bill, House, No. 3792) of Dylan A. Fernandes and Julian Cyr (by vote of the town) relative to amending the charter of the town of Nantucket;</p>	Nantucket,— charter.
<p>By Representative Frost of Auburn and Senator Moore, a joint petition (accompanied by bill, House, No. 3793) of Paul K. Frost and Michael O. Moore (by vote of the town) relative to authorizing the town of Millbury to enter into certain contracts for events held at the Asa Waters Mansion; and</p>	Millbury,— Asa Water Mansion.
<p>By Representative Peake of Provincetown and Senator Cyr, a joint petition (accompanied by bill, House, No. 3794) of Sarah K. Peake and Julian Cyr (by vote of the town) relative to the charter of the town of Eastham;</p>	Eastham,— charter.
<p>Severally to the committee on Municipalities and Regional Government.</p>	
<p>By Ms. Decker of Cambridge, a petition (accompanied by bill, House, No. 3795) of Marjorie C. Decker for legislation to improve access to breastfeeding care;</p>	Breastfeeding,— access.
<p>By Ms. Fiola of Fall River, a petition (accompanied by bill, House, No. 3796) of Carole A. Fiola and others relative to patient assessment and notification prior to prescribing certain medications; and</p>	Medications,— prescription.
<p>By Mr. Puppolo of Springfield (by request), a petition (accompanied by bill, House, No. 3797) of John Leckey relative to sole emergency medical services providers;</p>	Emergency medical services.
<p>Severally to the committee on Public Health.</p>	
<p>By Ms. Sabadosa of Northampton, a petition (accompanied by bill, House, No. 3798) of Lindsay N. Sabadosa relative to security guard licensing. To the committee on Public Safety and Homeland Security.</p>	Security guards,— licensing.
<p>By Representative Blais of Sunderland and Senator Comerford, a joint petition (accompanied by bill, House, No. 3799) of Natalie M. Blais and Joanne M. Comerford (by vote of the town) relative to authorizing the town of Deerfield to continue the employment of police department members Robert Warger, Joseph</p>	Deerfield,— officers Warger, Mieczkowski and Burniske.

Mieczkowski, and Raymond Burniske, notwithstanding the maximum age requirement; and

By Ms. Sullivan of Abington, a petition (accompanied by bill, House, No. 3800) of Alyson M. Sullivan and others relative to the retirement benefits of certain public safety employees;

Public safety employees,—retirement.

Severally to the committee on Public Service.

By Mr. DeCoste of Norwell, a petition (accompanied by bill, House, No. 3801) of David F. DeCoste relative to the estate tax;

Estate tax.

By Representative Peake of Provincetown and Senator Cyr, a joint petition (accompanied by bill, House, No. 3802) of Sarah K. Peake and Julian Cyr (by vote of the town) that the town of Harwich be authorized to establish a hardship exemption for real property tax obligations for persons under the age of 60 in said town; and

Harwich,—tax exemption.

By Ms. Robinson of Framingham, a petition (accompanied by bill, House, No. 3803) of Maria Duaine Robinson and others that the Department of Revenue study the annual loss of municipal tax revenue resulting from tax exemptions on real property assessed at a value of one million dollars or more;

Municipal taxes,—revenue loss.

Severally to the committee on Revenue.

By Mr. Barrett of North Adams, a petition (accompanied by bill, House, No. 3804) of John Barrett, III and others for an investigation by a special commission relative to the operation and layout of the Executive Office of Health and Human Services. To the committee on State Administration and Regulatory Oversight.

Health and Human Services,—operations.

By the same member, a petition (accompanied by bill, House, No. 3805) of John Barrett, III and David Allen Robertson relative to liens upon real estate for nonpayment by municipal lighting plants. To the committee on Telecommunications, Utilities and Energy.

Municipal light plants,—liens.

By same member, a petition (accompanied by bill, House, No. 3806) of John Barrett, III relative to further regulating out-of-state motor vehicle moving violations;

Moving violations.

By Ms. Fiola of Fall River, a petition (accompanied by bill, House, No. 3807) of Carole A. Fiola and others relative to distinctive registration plates for veterans' spouses; and

Veterans' plates,—spouses.

By Mr. Smola of Warren, a petition (accompanied by bill, House, No. 3808) of Todd M. Smola relative to reinstatement fees for driver's licenses;

Drivers licenses,—fees.

Severally to the committee on Transportation.

Severally sent to the Senate for concurrence.

Recess.

At six minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty-seven minutes after three o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Recess.

Emergency Measure.

The engrossed Bill providing for Massachusetts COVID-19 emergency paid sick leave (see House, No. 3702, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Emergency paid sick leave.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 2 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendment), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be re-enacted, in its amended form; and it was signed by the acting Speaker and sent to the Senate.

Bill
re-enacted.

Order.

On motion of Mr. Mariano of Quincy,—

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

Next
sitting.

At twenty-three minutes before four o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.